IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL (L) NO.482 OF 2004
WITH
NOTICE OF MOTION NO.1796 OF 2004

AND

INCOME TAX APPEAL (L) NO.484 OF 2004
WITH
NOTICE OF MOTION NO.1801 OF 2004

The Commissioner of Income Tax ..Appellant

Vs.

M/s.Burroughs Welcome (I) Ltd. ..Respondent

Mr.A.D.Kango for the Appellant.
Mr.P.J.Pardiwalla with Ms.Bilkis Jayent i/b. M & M
Legal Venture.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 26TH JUNE, 2007

P.C.

1. Perused the judgment of the Hon'ble Supreme Court in the case of **Berger Paints India Ltd. Vs. Commissioner of Income Tax 266 ITR 99**, wherein the Hon'ble Supreme Court has affirmed the decision of our Court in the case of **Commissioner of Income Tax Vs. Hindustan Petroleum Corporation Ltd. 187 ITR 1.**

2. In view thereof, the learned Counsel for the Appellant seeks leave to withdraw the above Appeals. The Appeals are allowed to be withdrawn and dismissed as such. Permissible Court Fees be refunded to the Appellant.

3. In view of the withdrawal of the above Appeals, the Notices of Motion stand dismissed.

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**